

EDUCATION COMMITTEE
ADMINISTRATIVE RULES REVIEW
Table of Contents
2007 Legislative Session

IDAPA 08 - IDAHO STATE BOARD OF EDUCATION

08.02.03 - Rules Governing Thoroughness

Docket No. <i>08-0203-0607</i>	2
---	---

EDUCATION COMMITTEE

IDAPA 08 - IDAHO STATE BOARD OF EDUCATION

08.02.03 - RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-0607

NOTICE OF RULEMAKING - TEMPORARY AND PROPOSED RULE

THIS NOTICE WAS PUBLISHED WITH THE TEMPORARY AND PROPOSED RULE

EFFECTIVE DATE: The effective date of the temporary rule is November 1, 2006.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a temporary rule, and proposed rulemaking procedures have been initiated. The action is authorized pursuant to Sections 33-105, 33-116, 33-118, and 33-1612, Idaho Code and ESEA No Child Left Behind.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than January 17, 2007.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule and a nontechnical explanation of the substance and purpose of the proposed rulemaking:

Over the past few years more emphasis has been placed on standards and the alignment of standards to the state assessment in order to meet the intent of the Individuals with Disabilities Act (IDEA) and No Child Left Behind Act (NCLB). One of the requirements of NCLB is to ensure students with significant cognitive disabilities meet proficiency on rigorous state content standards. This was accomplished through aligning the Alternative Assessment Extended Content Standards with the Idaho Content Standards, setting of appropriate cut scores, and implementing the Alternative Assessment Extended Achievement Standards. The alignment process was coordinated by the State Department of Education Bureau of Special Populations and included input from teachers, administrators, and higher education representatives.

TEMPORARY RULE JUSTIFICATION: Pursuant to Section(s) 67-5226(1) b, Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

Compliance with federal law, specifically NCLB and IDEA 2004.

FEE SUMMARY: Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein: N/A

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal

EDUCATION COMMITTEE

**STATE BOARD OF EDUCATION
Rules Governing Thoroughness**

**Docket No. 08-0203-0607
TEMPORARY RULE**

impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year:
N/A

NEGOTIATED RULEMAKING: Pursuant to IDAPA 04.11.01.811, negotiated rulemaking was not conducted because the rulemaking is non-controversial in nature.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Dr. Mary Bostick (332-6917).

Anyone may submit written comments regarding the proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before January 24, 2007.

DATED this November 15, 2006.

Karen Echeverria
Deputy Director
Idaho State Board of Education
650 W. State Street
PO Box 83720
Boise, ID 83720-0027
Phone: (208) 332-1567 Fax: (208) 334-2632

THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE

004. INCORPORATION BY REFERENCE.

The following documents are incorporated into this rule: (2-23-06)T

01. The Idaho Content Standards. The Idaho Content Standards as adopted by the State Board of Education on November 1, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/index.asp>. (11-1-06)T

02. The Idaho English Language Development Standards. The Idaho English Language Development Standards as adopted by the State Board of Education on August 10, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/lep/index.asp>. (8-10-06)T

03. The Limited English Proficiency Program Annual Measurable Achievement Objectives (AMAOs) and Accountability Procedures. The Limited English Proficiency Program Annual Measurable Achievement Objectives and Accountability Procedures as adopted by the State Board of Education on August 10, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/lep/index.asp>. (8-10-06)T

EDUCATION COMMITTEE

**STATE BOARD OF EDUCATION
Rules Governing Thoroughness**

**Docket No. 08-0203-0607
TEMPORARY RULE**

04. The Idaho English Language Assessment (IELA) Achievement Standards. The Idaho English Language Assessment (IELA) Achievement Standards as adopted by the State Board of Education on August 10, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/lep/index.asp>. (11-1-06)T

05. The Idaho Standards Achievement Tests (ISAT) Achievement Standards. Achievement Standards as adopted by the State Board of Education on August 10, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/index.asp>. (11-1-06)T

06. The Idaho Alternative Assessment Extended Content Standards. The Idaho Alternative Assessment Extended Content Standards as adopted by the State Board of Education on April 20, 2006. Copies of the document can be found at the State Board of Education website at <http://www.boardofed.idaho.gov/index.asp>. (11-1-06)T

07. The Idaho Alternative Assessment Extended Achievement Standards. Alternative Assessment Extended Achievement Standards as adopted by the State Board of Education on April 20, 2006. Copies of the document can be found on the State Board of Education website at <http://www.boardofed.idaho.gov/index.asp>. (11-1-06)T